

(c) It is a defense to prosecution under this section that the actor reasonably believed that the conduct:

- (1) was permitted under Chapter 2001, Occupations Code;
- (2) was permitted under Chapter 2002, Occupations Code;
- (3) *was permitted under Chapter 2004, Occupations Code*;
- (4) consisted entirely of participation in the state lottery authorized by the State Lottery Act (Chapter 466, Government Code);
- (5) [~~(4)~~] was permitted under the Texas Racing Act (Article 179e, Vernon's Texas Civil Statutes); or
- (6) [~~(5)~~] consisted entirely of participation in a drawing for the opportunity to participate in a hunting, fishing, or other recreational event conducted by the Parks and Wildlife Department.

SECTION 3. Section 47.09(a), Penal Code, is amended to read as follows:

(a) It is a defense to prosecution under this chapter that the conduct:

- (1) was authorized under:
 - (A) Chapter 2001, Occupations Code;
 - (B) Chapter 2002, Occupations Code; [~~or~~]
 - (C) *Chapter 2004, Occupations Code*; or
 - (D) the Texas Racing Act (Article 179e, Vernon's Texas Civil Statutes);
- (2) consisted entirely of participation in the state lottery authorized by Chapter 466, Government Code; or
- (3) was a necessary incident to the operation of the state lottery and was directly or indirectly authorized by:
 - (A) Chapter 466, Government Code;
 - (B) the lottery division of the Texas Lottery Commission;
 - (C) the Texas Lottery Commission; or
 - (D) the director of the lottery division of the Texas Lottery Commission.

SECTION 4. This Act takes effect January 1, 2016, but only if the constitutional amendment proposed by the 84th Legislature, Regular Session, 2015, authorizing the legislature to permit professional sports team charitable foundations to conduct charitable raffles is approved by the voters. If that amendment is not approved by the voters, this Act has no effect.

Passed by the House on April 17, 2015: Yeas 122, Nays 12, 2 present, not voting;
passed by the Senate on May 6, 2015: Yeas 27, Nays 4.

Approved May 21, 2015.

Effective January 1, 2016, upon approval of constitutional amendment proposed by the 84th Legislature, Regular Session, 2015.

DESIGNATION OF A SITE OF UNIQUE VALUE FOR THE CONSTRUCTION OF A RESERVOIR

CHAPTER 48

H.B. No. 1042

AN ACT

relating to the designation of a site of unique value for the construction of a reservoir.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. The legislature, as authorized by Section 16.051(g), Water Code, designates the site of the proposed Ringgold reservoir, to be located on the Little Wichita River in Clay County approximately one-half mile upstream from its confluence with the Red River, as having unique value for the construction of a dam and reservoir and further determines that the reservoir is necessary to meet water supply needs.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2015.

Passed by the House on April 23, 2015: Yeas 139, Nays 0, 2 present, not voting;
passed by the Senate on May 7, 2015: Yeas 31, Nays 0.

Approved May 21, 2015.

Effective May 21, 2015.

CREATION OF A CAMPUS OF THE TEXAS STATE TECHNICAL COLLEGE SYSTEM IN ELLIS COUNTY

CHAPTER 49

H.B. No. 1051

AN ACT

relating to the creation of a campus of the Texas State Technical College System in Ellis County.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 135.02(a), Education Code, is amended to read as follows:

(a) The Texas State Technical College System is composed of:

- (1) a system office located in the city of Waco in McLennan County;
- (2) a campus located in the city of Harlingen in Cameron County;
- (3) a campus serving West Texas that operates as a collective unit of strategically positioned permanent locations in the city of Sweetwater in Nolan County, the city of Abilene in Taylor County, the city of Brownwood in Brown County, and the city of Breckenridge in Stephens County;
- (4) a campus located in the city of Marshall in Harrison County;
- (5) a campus located in the city of Waco in McLennan County;
- (6) a campus [~~an extension center~~] located in the city of Red Oak in Ellis County;
- and
- (7) campuses assigned to the system from time to time by specific legislative Act.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2015.

Passed by the House on May 1, 2015: Yeas 135, Nays 2, 2 present, not voting; passed
by the Senate on May 11, 2015: Yeas 31, Nays 0.

Approved May 21, 2015.

Effective May 21, 2015.